IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 11TH APRIL 2007 / 21ST CHAITHRA 1929

Crl.MC.No. 1116 of 2007()

CRMP.914/2007 of SESSIONS COURT, PALAKKAD
CRIME NO.57/07 OF THRITHALA POLICE STATION

.....

PETITIONER: FIRST ACCUSED

HAMSA, AGED 35 YEARS, S/O.ABOOBACKER,
RESIDING AT PANTHAPULAIKKAL HOUSE,
KOODALLUR, ANAKKARA VILLAGE, PALAKKAD
DISTRICT.

BY ADV. SRI.K.M.SATHYANATHA MENON

RESPONDENTS: COMPLAINANT/STATE

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1. THE SUB INSPECTOR OF POLICE,
THRITHALA STATION, PALAKKAD
DISTRICT.

2. THE STATE OF KERALA, REPRESENTED
BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.GIKKU JACOB.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 11/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

CRL.M.C.NO. 1116 OF 2007

Dated this the 11th day of April, 2007

ORDER

The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the condition imposed on the petitioner who face allegations under Secs.498A of the IPC and who was released on bail as per the order dated 15/3/07 by the learned Sessions Judge that he must appear before the Investigating Officer on all Mondays and Thursdays between 10 a.m. and 1 p.m., can now be modified. I agree with the learned Public Prosecutor that it is too early to delete the conditions altogether.

2. In the result, this Crl.M.C. is allowed. The said condition is modified. It is directed that the petitioner shall appear before the Investigating Officer as and when directed by the Investigating Officer in writing to do so. The

petitioner wants to leave for his place of employment abroad. He shall appear before the Investigating Officer if notice of 45 days is given to the petitioner. Such notice can be issued to any person specified by the petitioner. Such specification shall be made within 7 days from this date.

3. The learned counsel for the petitioner, after taking instructions, submits that no maintenance claim is pending or ordered by any court against the petitioner.

5. Hand over a copy of this order to the learned counsel for the petitioner.

Sd/-

(R. BASANT, JUDGE)

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//true copy//

P.S. to Judge